



council agenda
CITY OF SAN LUIS OBISPO
CITY HALL, 990 PALM STREET

Tuesday, September 1, 2009

**4:00 P.M.
7:00 P.M.**

**SPECIAL MEETING
REGULAR MEETING**

**Council Chamber
990 Palm Street**

4:00 P.M. – SPECIAL MEETING

CALL TO ORDER: Mayor Dave Romero

ROLL CALL: Council Members John Ashbaugh, Andrew Carter, Jan Howell Marx, Vice Mayor Allen K. Settle, and Mayor Dave Romero

PUBLIC COMMENTS ON AGENDA ITEMS ONLY: You may address the Council on any item described in this agenda by completing a speaker slip and giving it to the City Clerk prior to the meeting. The Mayor will invite public comments before the Council takes action on each item. (Gov. Code Sec. 54954.3(a)) Your speaking time is limited to three (3) minutes. (CC&P Sec.1.3.7)

BUSINESS ITEMS

1. MASTER PLAN FOR CITY-OWNED AGRICULTURAL LAND AT CALLE JOAQUIN OPEN SPACE.(STANWYCK/HAVLIK – 45 MINUTES)

RECOMMENDATION: 1. Review and approve the proposed approach for the development of a Master Plan for City-owned agricultural lands. 2. Authorize the staff to engage in discussions for possible interim uses on City-owned agricultural lands until the Master Plan is completed with the understanding that the approval of any agreements for interim use will be subject to Council's consideration and approval.



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Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's office located at 990 Palm Street, San Luis Obispo, during normal business hours.

C2. RAW WATER BYPASS, SPECIFICATION NO. 90802 FINAL PROJECT COSTS. (WALTER/VAN BEVEREN)

RECOMMENDATION: 1. Approve Contract Change Order #7 in the amount of \$96,593 to resolve outstanding claims. 2. Approve an increase in the Construction Budget in the amount of \$96,655. 3. Approve an increase in the Construction Management Budget in the amount of \$31,000. 4. Appropriate \$122,655 from Water Fund working capital to the project account: \$91,655 for construction and \$31,000 for construction management.

C3. UTILITY TRENCH REPAIR 2009-10, SPECIFICATION NO. 90965. (WALTER/GUZMAN)

RECOMMENDATION: 1. Approve plans and specifications for the Utility Trench Repair 2009-10 Project, Specification No. 90965. 2. Authorize staff to advertise for bids and the City Manager to award the contract if the lowest responsible bid is within the Engineer's Estimate of \$179,530.

C4. DONATION TO FUND, PLAN AND CONSTRUCT A COMMUNITY GARDEN IN MEADOW PARK. (KISER)

RECOMMENDATION: As recommended by the Parks and Recreation Commission (PRC), enter into an agreement with the three Rotary Clubs of San Luis Obispo to accept their donation to provide funding and labor to plan and build a community garden in Meadow Park.

C5. ESTABLISHING A DEDICATED FUND FOR OPEN SPACE CONSERVATION ACTIVITIES. (STANWYCK/HAVLIK)

RECOMMENDATION: Approve an Agreement with the San Luis Obispo County Community Foundation establishing a fund for the City of San Luis Obispo's open space conservation programs and authorize the Mayor to execute the Agreement.

C6. DESIGN FOR THE SANTA ROSA PARK SKATE PARK. (KISER)

RECOMMENDATION: Approve an Agreement with RRM Design Group in the amount of \$154,990 to develop plans and specifications for the Santa Rosa Park Skate Park and authorize the Mayor to execute the Agreement.

PUBLIC HEARING

3. CERTIFICATION OF THE FINAL EIR, GENERAL PLAN AMENDMENT, ANNEXATION, USE PERMIT AND SUBDIVISION MAP FOR THE PREFUMO CREEK COMMONS PROJECT (GP/R/ER/U/TR 7-07). (MANDEVILLE/DUNSMORE – 3 HOURS)

PLANNING COMMISSION RECOMMENDATION: 1. Adopt Resolution A to certify the Final EIR with overriding considerations for air quality, noise, and cumulative impacts. (Attachment 13). 2. Adopt Resolution B to annex the property into the City and amend the General Plan Land Use Map from Interim Open Space to General Retail with the easterly portion of the site to remain open space. The northern 200 feet of the site will remain in interim open space pending review of a potential residential project. The General Plan text is amended to clarify the future land use. (Attachment 14) 3. Adopt Resolution C to approve the use permit allowing a retail store up to 140,000 square feet and eliminating 28,000 square feet of retail space from the project. A revised subdivision map will return to the Planning Commission for review. (Attachment 15) 4. Introduce an ordinance to pre-zone portions of the site to Conservation Open Space (C/OS-5) and portions of the site to Retail-Commercial (CR). (Attachment 18)

RECOMMENDATION: 1. Adopt Resolution A, as above. (Attachment 13) 2. Adopt Resolution D to annex the property into the City and amend the General Plan Land Use Map from Interim Open Space to General Retail and the easterly portion of the site to remain open space subject to staff recommended conditions to amend the boundary between open space and retail (Attachment 16) The northerly 200 feet is not recommended as Interim Open Space or housing due to inconsistency with the Airport Land Use Plan for housing. 3. Adopt Resolution E to approve the use permit and a subdivision map based on findings and subject to conditions and code requirements. (Attachment 17) This option maintains the 28,000 square feet of retail space (primarily Anchor C). 4. Introduce ordinance as noted above. (Attachment 18)

COUNCIL LIAISON REPORTS (not to exceed 15 minutes)
Council Members report on conferences or other City activities. Time limit—3 minutes.

COMMUNICATIONS (not to exceed 15 minutes)
At this time, any Council Member or the City Manager may ask a question for clarification, make an announcement, or report briefly on his or her activities. In addition, subject to Council Policies and Procedures, they may provide a reference to staff or other resources for factual information, request staff to report back to the Council at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda. (Gov. Code Sec. 54954.2)

ADJOURN.